

ORIGINAL

STENOGRAPHIC TRANSCRIPT OF PROCEEDINGS

BEFORE THE

Illinois Commerce Commission

DOCKET NO. 00-0098

IN THE MATTER OF:

**ILLINOIS COMMERCE COMMISSION
On Its Own Motion**

-vs-

**THEODORE A. JOHNSON, d/b/a
SUBURBAN PAYPHONE COMPANY**

CHIEF CLERK'S OFFICE

**MAR 13 4 09 PM '00
ILLINOIS
COMMERCE COMMISSION**

PLACE: Springfield, Illinois

DATE: February 29, 2000

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BEFORE THE
ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION) DOCKET NO.
On Its Own Motion) 00-0098
-vs-)
THEODORE A. JOHNSON, d/b/a)
SUBURBAN PAYPHONE COMPANY)
Citation for failure to file)
Annual Report.)

Springfield, Illinois
February 29, 2000

Met, pursuant to notice, at 10:00 A.M.

BEFORE:

MR. MICHAEL WALLACE, Examiner

APPEARANCES:

MR. CONRAD S. RUBINKOWSKI
Office of General Counsel
527 East Capitol Avenue
Springfield, Illinois 62794

(Appearing on behalf of Staff of the
Illinois Commerce Commission.)

SULLIVAN REPORTING COMPANY, by
Carla J. Boehl, Reporter
Ln. #084-002710

I N D E XWITNESSESDIRECT CROSS REDIRECT RECROSS

NONE.

I N D E XEXHIBITSMARKEDADMITTED

NONE.

PROCEEDINGS

EXAMINER WALLACE: Pursuant to the direction of the Illinois Commerce Commission I now call Docket Number 00-0098. This is the matter of the Illinois Commerce Commission on its own motion versus Theodore A. Johnson, d/b/a Suburban Payphone Company. This is a citation for failure to file an annual report.

May I have appearances for the record, please?

MR. RUBINKOWSKI: Conrad S. Rubinkowski, Office of General Counsel, 527 East Capitol Avenue, Springfield, Illinois 62701, representing Staff.

EXAMINER WALLACE: Mr. Rubinkowski?

MR. RUBINKOWSKI: Staff has no further evidence to present beyond that which has already been made a part of the docket, specifically the Staff report filed by Donna Caton, Chief Clerk, in which she testifies under oath or states under oath that the Respondent has not filed the annual report as of the date of the filing of the Staff report. There has been no communication with the Respondent.

Staff would recommend that the

1 Certificate of Service Authority previously granted
2 to Respondent be revoked for its failure to file its
3 1998 annual report. It's the contention of the Staff
4 that the failure to your file the annual report
5 indicates that the Respondent does not possess the
6 requisite managerial capabilities necessary to
7 provide telecommunications service.

8 EXAMINER WALLACE: All right. Thank you.
9 The recommendation will be to revoke the Certificate
10 of Service Authority awarded to Respondent. There
11 being nothing further, the record is marked heard and
12 taken.

13 HEARD AND TAKEN
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1 STATE OF ILLINOIS)
) SS
2 COUNTY OF SANGAMON)
CASE NO.: 00-0098
3 TITLE: ICC -vs- THEODORE A. JOHNSON d/b/a SOUTH
SUBURBAN PAYPHONE COMPANY
4

CERTIFICATE OF REPORTER

5 I, Carla J. Boehl, do hereby certify that I
6 am a court reporter contracted by Sullivan Reporting
7 Company of Chicago, Illinois; that I reported in
8 shorthand the evidence taken and proceedings had on
9 the hearing on the above-entitled case on the 29th
10 day of February, 2000; that the foregoing 4 pages are
11 a true and correct transcript of my shorthand notes
12 so taken as aforesaid and contain all of the
13 proceedings directed by the Commission or other
14 persons authorized by it to conduct the said hearing
15 to be so stenographically reported.

16 Dated at Springfield, Illinois, on this 10th
17 day of February, A.D., 2000.
18

19 Carla Boehl

20 Certified Shorthand Reporter
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